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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

ALLWAYS EAST TRANSPORTATION, INC.,

Debtor.

HOWARD P. MAGALIFF, Chapter 7 Trustee of
ALLWAYS EAST TRANSPORTATION, INC.,

Plaintiff,

v.

MARLAINA KOLLER a/k/a MARLAINA
CROES and PHOENIX TRANSPORTATION
SERVICES, INC.,

Defendants.

Chapter 7

Case No. 16-22589 (RDD)

Adv. Proc. No. 19-08272 (RDD)

**STIPULATION AND ORDER FURTHER EXTENDING
TIME FOR DEFENDANTS TO ANSWER COMPLAINT**

Plaintiff Howard P. Magaliff, Chapter 7 Trustee of Allways East Transportation, Inc. (“**Plaintiff**”) and defendants Marlaina Koller a/k/a Marlaina Croes and Phoenix Transportation Services, Inc. (“**Defendants**”) and together with Plaintiff, the “**Parties**”), through their respective counsel, hereby stipulate and agree as follows:

WHEREAS, on June 28, 2019, Plaintiff filed the *Complaint* [Adv. Proc. Doc. No. 1] (the “**Complaint**”) commencing the above-captioned adversary proceeding against Defendants;

and

WHEREAS, on July 26, 2019, the Parties entered into a *Stipulation* [Adv. Proc. Doc. No. 6] extending Defendants' time to answer, move or otherwise respond to the Complaint through and including September 10, 2019.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for the Parties as follows:

1. The time within which Defendants may answer the Complaint is hereby extended from September 10, 2019 through and including September 24, 2019.
2. This Stipulation may be signed in counterparts and a facsimile copy shall be considered as good as the original.

Dated: September 10, 2019

ARCHER & GREINER, P.C.

By: /s/ Jeffrey Traurig

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Attorneys for Plaintiff Howard P. Magaliff, as Chapter 7 Trustee of Allways East Transportation, Inc.

Dated: September 10, 2019

ROSEN & ASSOCIATES, P.C.

By: /s/ Sanford P. Rosen

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*Attorneys for Defendants
Marlaina Koller a/k/a Marlaina Croes and Phoenix Transportation Services, Inc.*

SO ORDERED this ___ day of September 2019

UNITED STATES BANKRUPTCY JUDGE